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11 *Attorneys for Plaintiff Arizona Hospital and*  
12 *Healthcare Association*

13  
14 **UNITED STATES DISTRICT COURT**  
15 **DISTRICT OF ARIZONA**  
16

17 ARIZONA HOSPITAL AND  
HEALTHCARE ASSOCIATION, an  
18 Arizona corporation,

19 Plaintiff,

20 vs.

21 THOMAS J. BETLACH, Director of the  
Arizona Healthcare Cost Containment  
22 System; KATHLEEN SEBELIUS,  
Secretary of the United States Department  
23 of Health and Human Services,

24 Defendants.  
25

CASE NO. 2:11-cv-02348-DGC

**NOTICE OF VOLUNTARY  
DISMISSAL PURSUANT TO  
FED.R.CIV. P. 41(a)(1)**

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1       **PLEASE TAKE NOTICE** that ARIZONA HOSPITAL AND HEALTHCARE  
2 ASSOCIATION, an Arizona corporation (“Plaintiff”), through its counsel of record, hereby  
3 voluntarily dismisses its claims, without prejudice, pursuant to Fed. R. Civ. Pro. 41(a)(1), as  
4 follows:

5       **WHEREAS**, Plaintiff and its counsel have decided to voluntarily dismiss the individual  
6 claims of Plaintiff without prejudice;

7       **WHEREAS**, under Federal Rule of Civil Procedure 41(a)(1), Plaintiff is entitled to  
8 dismiss this action on its own initiative:

9               Subject to the provisions of Rule 23(e), of Rule 66, and  
10              any statute of the United States, an action may be  
11              dismissed by the plaintiff without order of the court (i) by  
12              filing a notice of dismissal at any time before service by  
13              the adverse party of an answer or of a motion for  
14              summary judgment . . .

15       **THEREFORE**, Plaintiff hereby dismisses this action without prejudice.

16  
17       RESPECTFULLY SUBMITTED this 2<sup>nd</sup> day of April, 2012.

18                               HOOPER, LUNDY & BOOKMAN, P.C.

19  
20                               By: /s/ Jordan B. Keville  
  Lloyd A. Bookman  
  Jordan B. Keville

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22                               COPPERSMITH SCHERMER & BROCKELMAN PLC

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24                               By: /s/ Keith Beauchamp  
  Keith Beauchamp  
  Scott Bennett

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26       ORIGINAL of the foregoing electronically filed with the Clerk of the Court this 2<sup>nd</sup> day of  
27       April, 2012.

1 COPY of the foregoing e-mailed via Electronic Case Filing System this 2nd day of April,  
2 2012 to:

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20 /s/ Elaine Rockett  
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